

IN THE
COURT OF APPEALS FOR THE
FOURTEENTH JUDICIAL DISTRICT OF TEXAS
AT HOUSTON

FILED IN
14th COURT OF APPEALS
HOUSTON, TEXAS
8/18/2017 5:23:00 PM
CHRISTOPHER A. PRINE
Clerk

MARC WAKEFIELD DUNHAM,
Appellant

§
§
§
§
§
§

V.

CAUSE NO. 14-17-00098-CR

STATE OF TEXAS
Appellee

**APPELLANT'S THIRD MOTION
TO EXTEND TIME TO FILE THE BRIEF**

TO THE HONORABLE FOURTEENTH COURT OF APPEALS:

Marc Wakefield Dunham, appellant, moves to extend the time to file the brief, and would show as follows:

I.

This is an appeal from a misdemeanor conviction for deceptive business practices. Josh Schaffer, present counsel, substituted for L. Jeth Jones, II, prior counsel, on May 18. Appellant's brief is due on August 18, 2017.

II.

Counsel received a three-day extension of time to file the brief from August 15 to August 18, 2017. Counsel's printer/copy machine stopped working on the afternoon of August 18, and the repairman cannot fix it until Monday, August 21. The malfunction has created mild chaos in the office, and counsel is unable to

finish and file the brief today.

Counsel has a business trip scheduled to be in Palestine (visiting clients at a prison unit), Tyler (meeting with a prosecutor), and Corsicana (appearing in district court on a habeas corpus application) on August 21-22. He needs additional time to finish and file the brief. Counsel requests an extension of the deadline to file the brief to August 23, 2017.

III.

This Court may extend time to file a brief. TEX. R. APP. P. 10.5(b) & 38.6(d). This is appellant's third request for an extension of time to file the brief. He is on bond. This request is made in the interest of justice and not to delay the proceedings.

CONCLUSION

Appellant requests that the Court grant a five-day extension of time to file the brief until August 23, 2017.

Respectfully submitted,

/s/ Josh Schaffer

Josh Schaffer

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MARC WAKEFIELD DUNHAM

CERTIFICATE OF SERVICE

I served a copy of this motion on Eric Kugler, assistant district attorney for Harris County, by electronic mail on August 18, 2017.

/s/ Josh Schaffer
Josh Schaffer